

DATE: March 11, 2009

TO: Executive Board
Indiana State Department of Health

FROM: Loren Robertson, M.S., R.E.H.S
Assistant Commissioner
Public Health and Preparedness Commission

SUBJECT: Preliminary Adoption of LSA Document #09-7
Residential On-site Sewage Disposal Rule – 410 IAC 6-8.2

The Indiana State Department of Health (ISDH) Commission of Public Health and Preparedness respectfully requests the Executive Board, at the Board's March 11, 2009 meeting, preliminarily adopt this proposed rule that amends the residential on-site sewage disposal system rule (410 IAC 6-8.2). The proposed rule repeals the 1990 rule and replaces it with a revised rule that addresses critical areas identified as being in need of change.

The rule adds some new requirements, clarifies existing requirements, and increases clarity and consistency of terminology. The proposed rule also incorporates several legislative requirements that have been enacted in Indiana Code over the past 18 years. Some changes of note include: "bedroom" will be defined; septic tank outlet filters will be required on new septic tanks; tire chips may be used in lieu of crushed rock or gravel; and requirements for properly abandoning an old onsite sewage system is added.

The Notice of Intent to Adopt a Rule was published on the Indiana Register on January 14, 2009, starting the one year period in which to adopt this rule. The proposed rule has been recommended for adoption to the ISDH Environmental Health Section by the Indiana Environmental Health Association's Wastewater Management Committee, the Indiana Onsite Wastewater Professionals Association, and the Indiana Builders Association's Wastewater Committee.